



NOTICE & AGENDA

**McCRACKEN COUNTY FISCAL COURT CALLED MEETING
SEPTEMBER 6 , 2023, 2:00 P.M., COURTROOM D
MCCRACKEN COUNTY COURTHOUSE
300 CLARENCE GAINES STREET**

**CALL TO ORDER
ROLL CALL**

I. CONSENT AGENDA

It is ordered to approve the Consent Agenda for the September 6, 2023, McCracken County Fiscal Court.

II. BUDGET TRANSFERS

It is ordered that the necessary cash transfers, in the amount of \$570,000.00 be made in order to pay County bills and payroll approved September 6, 2023.

III. ACCOUNTS PAYABLE

It is ordered to approve the Voucher Claims Register from August 28, 2023, to September 6, 2023, to show County bills in the amount of \$690,886.25 were paid.

IV. COURT ORDERS

- A. It is ordered that the bid for removal and replacement of the kitchen tile located in the McCracken County Jail be awarded as follows; Labor to M&P Remodeling for \$59,320.00 and Materials to Design Center dba Divine Design Center for \$24,776.95 for a project total of \$84,096.95. This order replaces the order dated August 28, 2023 related to the same.
- B. It is ordered to approve the following 2023 tax rates, as set by the boards of the taxing districts:

	Real Estate	Tangible Property
County	0.105	0.1578
Health	0.03	0.03
Mental Health	0.012	0.012
McCracken CO. Extension Service	0.0409	0.1105
McCracken County Public Library	0.057	0.0739
Paducah Junior College	0.014	0.014

- C. It is ordered to receive the following 2023 tax rates, as set by the boards of the taxing districts:

	Real Estate	Tangible Property
McCracken County Schools	0.53	0.53
Concord Fire District	0.075	0.075
Hendron Fire District	0.0755	0.0755
Lone Oak Fire District	0.06	0.06
Melber-New Hope Fire District	0.073	0.073
Reidland-Farley Fire District	0.071	0.071
West McCracken Fire District	0.069	0.069

- D. It is ordered that the following Resolution be adopted:

A Resolution Levying the Tax Rate for the Year 2023 for Taxes to Be Collected for the Benefit of McCracken County, Kentucky

Be it Resolved, the Fiscal Court of McCracken County, Kentucky, for the calendar year beginning January 1, 2023, levy a tax rate of .105 on each \$100.00 of value on real estate and a tax rate of .1578 on each \$100.00 of value on tangible property, located within McCracken County and assessed by said county and by the Kentucky Department of Revenue and that taxes further be levied at a rate of 0.025 on each \$100.00 of value on all bank shares, located within said county, and that taxes further be levied at a rate of 0.00 on each \$100.00 on all unmanufactured tobacco.

Be it further Resolved, the revenue raised by the foregoing levy be used for the maintenance of the county government, care of paupers, the upkeep of the public roads and bridges, and all other general expenses of McCracken County, as required and allowable by law.

- E. It is ordered that the following Resolution be adopted:

A Resolution Levying the Tax Rate for the Year 2023 for Taxes To Be Collected for the Benefit of the McCracken County Health Department

Whereas, the McCracken County Board of Health, on behalf of the McCracken County Public Health Department, has requested the McCracken County Fiscal Court to impose by Resolution a special ad valorem public health tax in the amount of 0.03 per \$100.00 of assessed valuation of real estate and tangible property in said county as of January 1, 2023, which is in addition to all other ad valorem taxes; Be it Resolved that this tax hereby be levied.

- F. It is ordered that the following Resolution be adopted:

A Resolution Levying the Tax Rate for the Year 2023 for Taxes To Be Collected for the Benefit of the McCracken County Mental Health Center

Whereas, the Western Kentucky Regional Mental Health and Mental Retardation Board, Inc., on behalf of the McCracken County Mental Health Center, has requested the McCracken County Fiscal Court to impose by Resolution a special ad valorem mental health tax in the amount of 0.012 per \$100.00 of assessed valuation of real estate and tangible property in said county as of January 1, 2023, which is in addition to all other ad valorem taxes; Be it Resolved that this tax hereby be levied.

- G. It is ordered that the following Resolution be adopted:

A Resolution Levying the Tax Rate for the Year 2023 for Taxes to Be Collected for the Benefit of the College Support District

Be it Resolved, the Fiscal Court of McCracken County, Kentucky, for the calendar year beginning January 1, 2023, pursuant to Kentucky Revised Statutes 165.175, levy a tax rate of 0.014 on each \$100.00 of value on real estate and a tax rate of 0.014 on each \$100.00 of value on tangible property, except all inventory, located within the College Support District, which consists of all property in McCracken County outside the city limits of the City of Paducah, and that taxes further be levied at a rate of 0.025 on each \$100.00 of value on all bank shares located within the College Support District.

- H. It is ordered to pay the invoice dated August 25, 2023, to PFGW for the Sports Complex Project, in the amount of \$116,934.25. This is pursuant to the Interlocal Cooperation Agreement dated September 7, 2022, between City of Paducah, Kentucky, the County of McCracken County, Kentucky, and the Sports Tourism Commission. As per the Interlocal Agreement, the City of Paducah pays half of the invoice to McCracken County. Further, the Treasurer is authorized to transfer \$58,467.12 from

the General Fund to the Sports Complex Project Fund.

- I. It is ordered to pay the invoices listed below to Barkley Regional Airport Authority for new terminal expenses, in the amount of \$38,828.65. This amount is one-half of the total invoices of \$77,657.29 and is pursuant to the Interlocal Cooperation Agreement dated August 28, 2021, between City of Paducah, Kentucky, the County of McCracken County, Kentucky, and the Barkley Regional Airport Authority.

Invoice MCFC082423 dated 8/24/2023 \$38,828.65.

- J. It is ordered that the Judge Executive be authorized to purchase 16 Touch Writer to Print Conversion and 16 Auto Ballot Kits from Harp Enterprises for a total amount of \$28,834.00. Harp is the sole source vendor for current system technology. These items will be used to convert 16 disability voter machines to be able to print ballots on demand.
- K. It is ordered that a bid opening for Records Preservation was held on August 30, 2023 at 2:00 pm in the McCracken County Sheriff's Office. One bid was received from DRMS and will be taken under advisement.
- L. It is ordered that the Judge Executive is authorized to sign a grant application from the Kentucky Department of Libraries and Archives for records preservation benefiting the McCracken County Sheriff's Department.
- M. It is ordered to approve the August Transient Room Tax in the amount of \$413,779.86 to be disbursed as follows:

Paducah CVB -----	\$ 122,304.49
Convention Center-----	\$ 82,554.73
Sports Tourism Commission-----	\$ 125,353.60
Escrow Fund-----	\$ 83,567.04

- N. It is hereby ordered that an opening of sealed bids was held on Wednesday, August 30, 2023, at 2:00 PM in Conference Room B in the courthouse after advertisement as required by law. Bids were received for the Paducah-McCracken County Convention and Expo Center roofing project. All bids were taken under advisement.
- O. It is hereby ordered that Minter Roofing of Benton be awarded a contract for the Paducah-McCracken County Convention and Expo Center roofing

project in the amount of \$2,068,913.00 for Base Bid A and Alternate Bid B-2. The bid detail is as follows:

Base Bid A (Convention Center)	\$ 718,223.00
Base Bid B (Expo)	\$ 1,926,798.00
Base Bid C Total	\$ 2,645,021.00
Alt Bid B-2 (Expo)	\$ (576,108.00)
GRAND TOTAL	\$ 2,068,913.00

It is further ordered that the Judge Executive be authorized to enter into a contract with Minter Roofing and sign all documents necessary for same.

V. ORDINANCE

A. SUMMARY OF ORDINANCE

The Fiscal Court of the County of McCracken, Kentucky, at regular meetings held on September 6, 2023 and September 25, 2023, adopted an ordinance titled as follows:

AN ORDINANCE OF THE COUNTY OF MCCRACKEN, KENTUCKY AUTHORIZING THE ISSUANCE OF ITS COUNTY OF MCCRACKEN, KENTUCKY GENERAL OBLIGATION BONDS, SERIES 2023B IN THE APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$2,000,000 (WHICH AMOUNT MAY BE INCREASED BY UP TO \$200,000 OR DECREASED BY ANY AMOUNT) FOR THE PURPOSE OF FINANCING THE COSTS OF ROOF REPAIRS FOR THE PADUCAH-MCCRACKEN COUNTY CONVENTION AND EXPO CENTER; APPROVING THE FORM OF THE BONDS; AUTHORIZING DESIGNATED OFFICERS OF THE COUNTY TO EXECUTE AND DELIVER THE BONDS; AUTHORIZING AND DIRECTING THE FILING OF A NOTICE WITH THE STATE LOCAL DEBT OFFICER; PROVIDING FOR THE PAYMENT AND SECURITY OF THE BONDS; ESTABLISHING A BOND PAYMENT FUND FOR THE BONDS; AFFIRMING THE MAINTENANCE OF THE EXISTING SINKING FUND; AUTHORIZING THE ACCEPTANCE OF THE BID OF THE PURCHASER OF THE BONDS; AND REPEALING ANY INCONSISTENT ORDINANCES.

The Ordinance authorizes the County of McCracken, Kentucky (the “County”) to issue a series of general obligation bonds to be designated as “General Obligation

Bonds, Series 2023B” (the “Bonds”) for the purposes of (i) financing all or a portion of the costs of roof repairs for the Paducah-McCracken County Convention and Expo Center (the “Project”); (ii) paying capitalized interest on the Bonds, if desirable; (iii) paying all or a portion of the cost of credit enhancement on the Bonds, if any; and (iv) paying all or a portion of the costs of issuance of the Bonds. Provisions are made in the Ordinance for the payment of the Bonds and the security therefor, the application of the proceeds of the Bonds, the establishment of a bond payment fund, the continuation of the County’s previously established sinking fund, and certain covenants of the County with respect to the Bonds. The Bonds are to be sold at public, competitive sale, and shall mature, or be subject to mandatory sinking fund redemption, in varying amounts on November 1, 2024 and November 1 of each year thereafter through November 1, 2038. The Bonds pledge the full faith, credit, and taxing power of the County and provision is made for the collection of a tax to pay the principal of and interest on the Bonds, subject to certain credits, as provided in Section 17 of the Ordinance. The sale of the Bonds is contingent upon the satisfaction of the requirements and conditions of the County regarding the Project. As required by KRS Section 83A.060, the following Section 17 of the Ordinance is set forth in its entirety:

“Section 17. General Obligation. The Bonds shall be full general obligations of the County and the full faith, credit, and taxing power of the County are hereby pledged for the prompt payment of the Bonds and the interest thereon. During the period the Bonds are outstanding, there shall be and there hereby is levied on all of the taxable property in the County, in addition to all other taxes, without limitation as to rate, a direct tax annually in an amount sufficient to pay the principal of and interest on the Bonds as and when due, it being hereby found and determined that the current tax rates of the County are within all applicable limitations. The tax shall be, and hereby is, ordered to be computed, certified, levied, and extended upon the tax duplicate and shall be collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of the years are certified, extended, and collected. The tax shall be placed before and in preference to all other items and for the full amount thereof; provided, however, that in each year, to the extent that other lawfully available funds of the County are available for the payment of the Bonds and are appropriated for such purpose, the amount of such direct tax upon all of the taxable property in the County shall be reduced by the amount of such other funds so available and appropriated.”

The undersigned, as Fiscal Court Clerk of the County of McCracken, Kentucky, hereby certifies that the foregoing Summary of Ordinance of the County of McCracken, Kentucky, was approved by the Fiscal Court for first reading on September 6, 2023, and for second reading on September 25, 2023, and was further approved for publication following adoption according to law.

By: /s/ Jamie Huskey
Fiscal Court Clerk
County of McCracken, Kentucky

The undersigned Attorney at Law, licensed to practice in the Commonwealth of Kentucky, hereby certifies that the foregoing Summary of Ordinance of the County of McCracken, Kentucky, was prepared by the undersigned and constitutes a general summary of essential provisions of the Ordinance, reference to the full text of which Ordinance is hereby made for a complete statement of its provisions and terms.

By: /s/ Mark S. Franklin
Dinsmore & Shohl LLP
101 South Fifth Street, Suite 2500
Louisville, Kentucky 40202

VI. EXECUTIVE SESSION

VII. ADJOURNMENT